

PORTER & ASSOCIATES

A Law Corporation

William L. Porter, Esq. [133968]

Ted Daniel Wood, Esq. [191768]

7801 Folsom Blvd. Suite 101

Sacramento, California 95826

Telephone: (916) 381-7868

Facsimile: (916) 381-7880

Attorneys for Plaintiff

RISSE & SONS, INC.

R. Randall Nye, Esq. (CA Bar No. 147946)

Sundt Construction, Inc.

2620 South 55th Street

Tempe, AZ 85282

Telephone: (480) 293-3046

Facsimile: (602) 293-5643

Dorothy E. Terrell (Appearing *Pro hac vice*)

Kathryn T. Muldoon (CA Bar No. 246236)

Smith Pachter McWhorter PLC

8000 Towers Crescent Drive, Suite 900

Vienna, Virginia 22182-2700

Telephone: (703) 847-6300

Facsimile: (703) 847-6312

Attorneys for Defendant

SUNDT CONSTRUCTION, INC. and

FIDELITY & DEPOSIT COMPANY OF MARYLAND

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

[Sacramento Division]

RISSE & SONS, ET AL.,

Plaintiff,

vs.

SUNDT CONSTRUCTION, INC., ET AL.,

Defendant

Case No.: No. 2:06-CV-02934-LKK-DAD

**JOINT STIPULATION AND ORDER  
FOR DISMISSAL WITH PREJUDICE**

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1 The parties to this action, acting through counsel, and pursuant to Federal Rule of Civil  
2 Procedure 41(a)(1)(A)(ii) hereby stipulate, in consideration of a negotiated settlement executed  
3 by them, to the Dismissal With Prejudice of this action, including all claims and counterclaims  
4 stated herein against all parties, with each party to bear its own attorney's fees and costs.

5  
6 Dated: July 2, 2008

By: /s/ William L. Porter  
(as authorized on July 2, 2008)  
PORTER & ASSOCIATES  
A Law Corporation  
William L. Porter, Esq.  
Conor H. McElroy, Esq.  
7801 Folsom Blvd. Suite 101  
Sacramento, California 95826  
*Attorneys for Risse & Sons, Inc. dba*  
*Risse Mechanical, United States for the use*  
*of Risse & Sons, Inc. dba Risse Mechanical*

13  
14 Dated: July 2, 2008

By: /s/ Dorothy E. Terrell  
(as authorized on July 2, 2008)  
Dorothy E. Terrell (*Pro hac vice*)  
Kathryn T. Muldoon (CA Bar No. 246236)  
SMITH PACTER MCWHORTER PLC  
8000 Towers Crescent Drive, Suite 900  
Vienna, Virginia 22182-2700


18 and

19 R. Randall Nye, Esq. (CA Bar No. 147946)  
20 Sundt Construction, Inc.  
2620 South 55th Street  
21 Tempe, AZ 85282  
22 *Attorneys for Sundt Construction, Inc. and*  
*Fidelity & Deposit Company of Maryland*

**ORDER**

The stipulation is approved. The entire action, including all claims and counterclaims stated herein against all parties, is hereby dismissed with prejudice.

Dated: July 2, 2008.

  
LAWRENCE K. KARLTON  
SENIOR JUDGE  
UNITED STATES DISTRICT COURT